



Response Under 37 C.F.R. § 1.116
Expedited Procedure
Group Art Unit 1634

#21/3
Coffin
12/24/9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Dean L. Engelhardt et al.
Serial No.: 08/479,997
Filed: June 7, 1995
For: OLIGO- OR POLYNUCLEOTIDES, AND OTHER
COMPOSITIONS COMPRISING PHOSPHATE
MOIETY LABELED NUCLEOTIDES

Group Art Unit: 1634
Examiner: Scott Houtteman

527 Madison Avenue (9th Floor)
New York, New York 10022
November 20, 1998

FILED BY EXPRESS MAIL

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

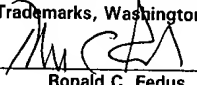
BOX AF

**REQUEST UNDER 37 C.F.R. § 1.129(a) FOR WITHDRAWAL
OF THE FINALITY OF THE SEPTEMBER 29, 1998 OFFICE ACTION**

Dear Sirs:

Pursuant to the provisions of 37 C.F.R. § 1.129(a). Applicants respectfully request withdrawal of the finality of the September 29, 1998 Office Action issued in connection with the above-identified application.

The fee for filing this Request Under 37 C.F.R. § 1.17(r) is \$790.00. Accordingly, the Patent and Trademark Office is hereby authorized to charge Deposit Account No. 05-1135 for the requisite fee of \$790.00 set forth in 37 C.F.R. § 1.17(r). The Patent and Trademark office is further authorized

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No	EM366566222
Deposit Date	November 20, 1998
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.	
 Ronald C. Fedus Reg. No. 32,567	Nov 20 98 Date

2/02/1998 ZADDALL 00000087 051135 08479997
FC:146 790.00 CH

ENZ-5(D6)(C2)

Dean L. Engelhardt , *et al.*

Serial No.: 08/479,997

Filed: June 7, 1995

Page 2 (Request Under 37 C.F.R. § 1.129(a) For Withdrawal Of The Finality Of
The September 29, 1998 Office Action - November 20, 1998)

hereby to charge Deposit Account No. 05-1135 for any other fees required in
connection with this Request, and to credit any overpayment thereto.

Duplicate copies of this Request are also attached herewith.

Favorable action on this Request is earnestly solicited.

Respectfully submitted,



Ronald C. Fedus

Registration No. 32,567

Attorney for Applicants

ENZO DIAGNOSTICS, INC.

c/o ENZO BIOCHEM, INC.

527 Madison Avenue, 9th Floor

New York, New York 10022

Tel.: (212) 583-0100; Facsimile: (212) 583-0150